LISTING OF CLAIMS:

This listing of claims replaces all prior versions and listings of claims in the application:

1. (Currently Amended) A device for a medical diagnostic or therapeutic purpose, said device including:

laser generating means for generating a laser beam, said laser generating means having an apparent source size;

homogenising means for modifying said laser beam;

wherein said modifying adjusts the apparent source size of said laser beam; and wherein a laser safety classification of the laser is modified as a function of the apparent source size. ~~laser beam.~~

2. (Original) A device as claimed in claim 1, wherein said homogenising means further modifies a spot size of said laser beam.

3. (Currently Amended) A device as claimed in claim 1, wherein said apparent source size of said laser beam is greater than that required as a minimum condition for classification of said device as a Class II laser. ~~as a Class I laser.~~

4. (Currently Amended) A device as claimed in claim 1, wherein said laser generating means includes a laser diode. ~~includes a laser emitting diode.~~

5. (Previously Presented) A device as claimed in claim 1, wherein said homogenizing means includes an optical homogeniser.

6. (Original) A device as claimed in claim 5, wherein said optical homogeniser includes a microlens array.

7. (Original) A device as claimed in claim 5, wherein said optical homogeniser includes a holographic diffuser.

8. (Previously Presented) A device as claimed in claim 1, where said medical diagnostic or therapeutic purpose is the treatment of conditions ameliorated by photochemical low level laser therapy.

9. (Previously Presented) A device as claimed in claim 1 wherein said medical diagnostic or therapeutic process is the treatment of lymphodema.

10. (Previously Presented) A device as claimed in claim 1 further including a positioning means for positioning said device at a predetermined distance and orientation from a surface according to a requirement of said medical purpose.

11. (Original) A device as claimed in claim 10, wherein said positioning means includes a frame, said frame adjustably attached to said device and when in use for a medical diagnostic or therapeutic purpose providing an abutment surface relative to said treatment area.

12. (Canceled)

13. (New) A device as claimed in claim 1, wherein:

said modifying increases the apparent source size of said laser beam; and

the laser safety classification of the laser is reduced as a function of the increased apparent source size.

14. (New) A device for a medical diagnostic or therapeutic purpose, said device including:

a laser generator generating a laser beam having an apparent source size; and

a diffuser for adjusting the apparent source size of said laser beam, a laser safety classification of the laser being adjusted as a function of the apparent source size.

15. (New) A device as claimed in claim 14 wherein said diffuser is an homogeniser.

16. (New) A device as claimed in claim 15 wherein:

said homogeniser increases the apparent source size of said laser beam; and

the laser safety classification of the laser is reduced as a function of the increased apparent source size.

17. (New) A device as claimed in claim 14 wherein the diffuser adjusts the apparent source size to 6 mm^2.

18. (New) A method for adjusting a safety classification of a laser, the method comprising:

generating a laser beam having an apparent source size;

diffusing the laser beam;

adjusting the apparent source size of said laser beam as a function of the diffusing; and

adjusting a laser safety classification of the laser as a function of the apparent source size.

19. (New) A method as claimed in claim 18, wherein the diffusing step includes:

homogenising the laser beam.

20. (New) A method as claimed in claim 18, wherein the adjusting a laser safety classification step includes:

increasing the apparent source size of said laser beam to be greater than that required as a minimum condition for classification of said device as a Class II laser.